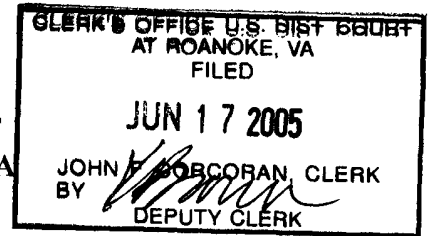


IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
Roanoke Division



JAMES A. LUCKER,)	Civil Action No. 7:05CV00126
)	
Plaintiff,)	
)	
v.)	ORDER
)	
COLE VISION CORP., d.b.a. SEARS)	
OPTICAL,)	
)	
and)	
)	
TERRI HILL BANEZ,)	
)	
Defendant.)	By: James C. Turk
)	Senior United States District Judge

In accordance with the accompanying Memorandum Opinion, it hereby is

ORDERED

that defendant Terri Hill Banez hereby is **DISMISSED** from this action and plaintiff's Motion to Remand (Dkt. No. 4) hereby is **DENIED**.

The Clerk is directed to send certified copies of this Order to all counsel of record.

ENTER: This 16th day of June, 2005.

James C. Turk
Senior United States District Judge